# QUINN EMANUEL URQUHART & SULLIVAN, LLP

711 LOUISIANA STREET, SUITE 500 HOUSTON, TEXAS 77002

## KIRKLAND & ELLIS LLP KIRKLAND & ELLIS INTERNATIONAL LLP

609 MAIN STREET HOUSTON, TEXAS 77002

# EVERSHEDS SUTHERLAND (US) LLP

1001 FANNIN STREET, SUITE 3700 HOUSTON, TEXAS 77002

September 22, 2023

## VIA ECF

The Honorable George C. Hanks, Jr. United States District Judge United States Courthouse 515 Ruck Street, Room 6206 Houston, Texas 77002

Re: In re Alta Mesa Resources, Inc. Securities Litigation, Case No. 19-CV-00957

Dear Judge Hanks:

Defendants HPS Investment Partners, Don Dimitrievich, Bayou City Energy, William McMullen, and ARM Energy Holdings (together, the "Moving Defendants") filed Motions for Summary Judgment (Dkts. 422, 423, 424, and 427) on August 31, 2023.

Moving Defendants previously requested a hearing on these motions during the June 26, 2023 hearing, and Your Honor responded that it was "not a problem" to "give a hearing" on these motions, whenever requested. 6/26/23 Tr., Dkt. 371 at 32-33. Moving Defendants now respectfully request that the Court hold oral argument on Defendants' Motions for Summary Judgment (Dkts. 422, 423, 424, and 427) the week of **October 16-20, 2023** or **October 23-26, 2023**, or at the Court's convenience. The parties additionally respectfully request to appear inperson for the hearing.

Briefing on the Motions at Dkts. 422, 423, and 427 will be complete on September 28, 2023. Briefing on the Motion at Dkt. 424 will be complete on October 6, 2023. Additionally, the Opt-Out Plaintiffs have indicated that they are available on the above-requested dates for a hearing. Moving Defendants asked for Class Plaintiffs' availability multiple times, but Class Plaintiffs have refused to indicate whether or not they are available on the above-requested dates.

Respectfully submitted,

/s/ Karl S. Stern
Karl S. Stern (attorney in charge) (SBN 19175665)
Christopher D. Porter (SBN 24070437)
QUINN EMANUEL URQUHART & SULLIVAN, LLP

/s/ Kenneth Alan Young
Kenneth Alan Young
Attorney-in-Charge
Nick Brown
KIRKLAND & ELLIS LLP

711 Louisiana Street, Suite 500

Houston, TX 77002

Telephone: (713) 221-7000 Facsimile: (713) 221-7100

Email: karlstern@quinnemanuel.com chrisporter@quinnemanuel.com

#### -AND-

Michael B. Carlinsky (pro hac vice)
Jacob J. Waldman (pro hac vice)
Courtney C. Whang (pro hac vice)
51 Madison Avenue, 22nd Floor
New York, NY 10010
Telephone: (212) 849-7000

Facsimile: (212) 849-7100

Email: michaelcarlinsky@quinnemanuel.com

jacobwaldman@quinnemanuel.com courtneywhang@quinnemanuel.com Counsel to HPS Investment Partners, LLC and Don Dimitrievich

Don Diminicite

/s/ David A. Baay

David A. Baay Fed ID No. 598715

Attorney-in-Charge

# **EVERSHEDS SUTHERLAND (US) LLP**

1001 Fannin Street, Suite 3700

Houston, TX 77002

Telephone: (713) 470-6112

#### -AND-

Bruce M. Bettigole (pro hac vice) Adam Pollet (pro hac vice)

Andrea Gordon (pro hac vice)

**EVERSHEDS SUTHERLAND (US) LLP** 

700 Sixth Street N.W., Suite 700

Washington, DC 20001

Telephone: (202) 383-0100

Counsel for ARM Energy Holdings, LLC

## KIRKLAND & ELLIS INTERNATIONAL LLP

Texas Bar No. 24088699 609 Main Street Houston, TX 77002

Telephone: (713) 836-3600

### -AND-

Stefan Atkinson (pro hac vice)
KIRKLAND & ELLIS LLP
KIRKLAND & ELLIS
INTERNATIONAL LLP

601 Lexington Avenue New York, NY 10022 Telephone: (212) 446-4800

Counsel for Bayou City Energy Management LLC and William McMullen